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Date: October 9, 2010

Name: Kent E. Gerin

Signature: /Kent E. Gerin/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **SABET-SHARGHI et al.**

Appln. No.: **10/006,554**

Filed: **December 6, 2001**

For: **SYSTEM, METHOD, AND DEVICE FOR
PLAYING BACK RECORDED AUDIO,
VIDEO OR OTHER CONTENT FROM
NON-VOLATILE MEMORY CARDS,
COMPACT DISKS, OR OTHER MEDIA**

Examiner: **Shewaye Gelagay**

Art Unit: **2437**

Confirmation No.: **2639**

Attorney Docket No: 10519/644 (SDK0256.001US)

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Allowance mailed July 9, 2010, Applicant provides the following comments on the Examiner's Statement of Reasons for Allowance.

Reasons for allowance are only warranted in instances in which "the record of the prosecution as a whole does not make clear the Examiner's reason for allowing a claim or claims" 37 C.F.R. 1.104(e). In the present case, Applicants believe the record as a whole makes clear the reasons for allowance and therefore no statement by the Examiner is necessary or warranted. Applicants also submit that there are other reasons for allowability of at least the independent claims, as set forth in the prosecution history of

this case, aside from those identified by the Examiner. Therefore, the record should reflect that Applicants do not necessarily agree with the statement of Reasons for Allowance.

For example, the Examiner specifically recites from a portion of claim 4 at one point in the Statement of Reasons for Allowance and makes a general reference to the remaining independent claims having similar limitations. Applicants' claims should be limited only by the terms used therein. Applicants also note an inadvertent statement in the Reasons for Allowance that claim 42 is an independent claim. Claim 42 depends from claim 39.

Applicants hereby submit these comments in an effort to insure that the claims were properly construed based only upon limitations that are actually present therein and/or to insure that the claims are not interpreted so as to preclude reasons for allowability not specifically addressed in the Examiner's statement.

Respectfully submitted,



Dated: October 8, 2010

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